



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 09/424,519

Applicant: Mitchell et al.

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Examiner: KWON, Brian Yong S.

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Commissioner for Patents
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**COMMENT ON THE STATEMENT OF
REASONS FOR ALLOWANCE**

Sir:

During the prosecution of this application, Applicants elected Tempol as a species for further prosecution. It was stated in the Remarks section that Tempol is a species of formula I. A further review indicates that formula I does not cover Tempol. However, as the allowed claims are directed to the use of Tempol only and not any compounds of formula I, the inadvertent remark relating to formula I does not affect the scope or enforceability of the allowed claims.

Respectfully submitted,

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Date: September 1, 2006

MAILING CERTIFICATE UNDER 37 CFR 1.8 OR 1.10

I hereby certify that this document and all accompanying documents are, on the date indicated below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document



Xavier Pillai

Date : September 1, 2006

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